

**IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

THERESA MARIE SIMEONE, et al.

Plaintiffs,

V.

BOMBARDIER-ROTAX GmbH & Co. KG, et al.,

Defendants.

[illegible]

CIVIL ACTION NO. 02CV4852

**ORDER DISMISSING PLAINTIFFS'  
COMPLAINT FOR LACK OF  
PERSONAL JURISDICTION AND  
ORDER FOR SUMMARY  
JUDGMENT DISMISSING ANY  
AND ALL CLAIMS AGAINST  
DEFENDANTS WITH PREJUDICE**

**THIS MATTER** having been opened to the Court by Wilson, Elser, Moskowitz, Edelman & Dicker LLP, attorneys for Defendant, BRP-Rotax GmbH & Co. KG f/k/a Bombardier-Rotax GmbH & Co. KG and Defendants Bombardier Inc. and Bombardier Corporation, for an Order dismissing Plaintiffs' Complaint, with prejudice, for lack of personal jurisdiction, pursuant to *Fed. R. Civ. P.* 12(b)(2) and for Summary Judgment dismissing any and all claims against Defendants with prejudice, pursuant to *Fed. R. Civ P.* 56, and the Court having considered the moving papers and any opposition filed thereto; and for good cause having been shown,

**IT IS** on this                      day of                      , 2005

**ORDERED** that Plaintiffs' Complaint be dismissed with prejudice as against Defendant, BRP-Rotax GmbH & Co. KG f/k/a Bombardier-Rotax GmbH & Co. KG with prejudice; and it is further

**ORDERED** that Summary Judgment be granted in favor of Defendants Bombardier Inc. and Bombardier Corporation, dismissing any and all claims against Defendants with prejudice; and it is further

**ORDERED** that a copy of this Order be served upon all counsel of record  
Within \_\_\_\_\_ days of the date hereof.

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U.S.D.J.